

JPWRCE/1645



AC/TMH:gte:dv 09/10/2004 4239-60771-01 308320

PATENT
Attorney Reference Number:4239-60771-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Berger et al.**Application No.** 09/936,702**Filed:** September 13, 2001**Confirmation No.** 9274**For:** A NOVEL CHIMERIC PROTEIN FOR
PREVENTION AND TREATMENT OF
HIV INFECTION**Examiner:** Robert A. Zeman**Art Unit:** 1645**Attorney Reference No.** 4239-60771-01CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Agent
for Applicant(s)

Date Mailed September 10, 2004

MAIL STOP RCE
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION
TRANSMITTAL LETTER**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the application referenced above.

Submission required under 37 C.F.R. § 1.114

- ☒ Enclosed
☒ Amendment/Reply
☒ Information Disclosure Statement (IDS) with 12 references cited thereon.

FILING FEE

For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Fee under 37 CFR 1.17(e)					\$770.00
Total Claims	22	- 55*	= 0	\$18.00	\$ 0.00
Indep. Claims	1	- 3**	= 0	\$86.00	\$ 0.00
TOTAL FILING FEE					\$770.00

* greater of twenty or number for which fee has been paid.

** greater of three or number for which fee has been paid.

☒ A check in the amount of \$770.00 is attached.

770.00 DP


09/14/2004 WABDELRI 00000124 09936702

01 FC:1801

- ☒ Please charge any additional fees that may be required in connection with filing this RCE and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By 
Anne Carlson, Ph.D.
Registration No. 47,472

One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204
Telephone: (503) 226-7391
Facsimile: (503) 228-9446

cc: Docketing



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Reference application of: Berger et al.

Application No. 09/936,702

Filed: September 13, 2001

Confirmation No. 9274

For: A NOVEL CHIMERIC PROTEIN FOR
PREVENTION AND TREATMENT OF
HIV INFECTION

Examiner: Robert A. Zeman

Art Unit: 1645

Attorney Reference No. 4239-60771-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney
for Applicant(s)

A handwritten signature in cursive script, appearing to read "Anne Carlson".

Date Mailed September 10, 2004

MAIL STOP RCE
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

**AMENDMENT AND RESPONSE FILED WITH
REQUEST FOR CONTINUED EXAMINATION (RCE)**

This document accompanies a Request for Continued Examination (RCE) and is submitted in response to the final Office action dated June 10, 2004. A three-month period of reply was set in the final Office action, making a response due on or before September 10, 2004. The Director is hereby authorized to charge any fees that may be required, or credit any overpayment, to Deposit Account No. 02-4550.

Please amend the referenced application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2.

Remarks begin on page 5.

Conclusions are on page 12.